

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

WAYNE VAN SCOY,)
)
Plaintiff,)
)
v.)
)
VAN SCOY DIAMOND MINE OF)
DELAWARE, INC., a Delaware corporation,)
KURT VAN SCOY, and DONNA VAN SCOY,)
)
Defendants.)

C.A. No. 05-108-KAJ

NOTICE OF SERVICE

The undersigned hereby certifies that on the 6th day of October, 2005, **PLAINTIFF'S RESPONSES TO THIRD REQUEST OF DEFENDANTS' KURT VAN SCOY, DONNA VAN SCOY AND VAN SCOY DIAMOND MINE OF DELAWARE INC. FOR PRODUCTION OF DOCUMENTS AND THINGS BY PLAINTIFF WAYNE VAN SCOY**

was served upon the following counsel of record at the address and in the manner indicated:

Francis G.X. Pileggi, Esquire
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/s/ John G. Day

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Dated: October 6, 2005

154917.1

CERTIFICATE OF SERVICE

I hereby certify that on the 6th day of October, 2005, the attached **NOTICE OF SERVICE** was served upon the below-named counsel of record at the address and in the manner indicated:

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/s/ John G. Day

John G. Day